

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

ATTENTION: MAIL STOP PATENT APPLICATION

Sir:

Transmitted herewith for filing is the patent application of

Inventor(s): **Houser, et al.**

For: **SIZING AND SHAPING DEVICE FOR TREATING CONGESTIVE HEART FAILURE**

Enclosed are:

(X) 18 sheet(s) of drawing.

(X) Return prepaid postcard.

The present application qualifies for small entity status under 37 C.F.R. § 1.27. The fees are calculated below:

This application claims priority from the following U.S. Provisional Patent Applications each of which is incorporated herein in its entirety by reference: Serial Number 60/466,653, filed April 29, 2003 and titled *Ventricular Restoration*; Serial Number 60/485,568, filed July 7, 2003 and titled *Systems, Devices and Methods of Use for Treating Congestive Heart Failure (CHF)*; Serial Number 60/488,292, filed July 18, 2003 and titled *Ventricular Sizing & Shaping Device and Method*; Serial Number 60/499,946, filed September 2, 2003 and titled *System and Method of Use to Employ Imaging Technology for Diagnosis, Measurement, Standardization, and Follow-up of Disease Processes and Determine Optimal Treatment*; Serial Number 60/500,762, filed September 4, 2003 and titled *Shaping Suture Device and Method of Use*; Serial Number 60/512,293, filed October 17, 2003 and titled *Less Invasive CHF Treatment - Reshaping the Heart*; Serial Number 60/518,270, filed November 5, 2003 and titled *Methods and Devices for Tracking Acute Myocardial Infarction*; and Serial Number 60/534,514, filed January 5, 2004 and titled *Squeeze Patch*. This application also claims priority from and is a continuation-in-part from co-pending U.S. Patent Application Serial Number 10/785,486, filed February 17, 2004 and titled *Patches and Collars for Medical Applications and Methods of Use*, which claims priority from and is a continuation from U.S. Patent Application Serial Number 10/224,659, filed April 23, 2002 and titled *Arteriotomy Closure Device and Techniques*, which claims priority from U.S. Provisional Patent Application Serial Number 60/286,269, filed April 24, 2001 and titled *Percutaneous Vessel Access Closure Device and Method*; from U.S. Provisional Patent Application Serial Number 60/300,892, filed June 25, 2001 and titled *Percutaneous Vessel Access Closure Device and Method*; and from U.S. Provisional Patent Application Serial Number 60/302,255, filed June 28, 2001 and titled *Percutaneous Vessel Access Closure Device and Method (Hemostatic Patch or Collar)* each of which is incorporated herein in its entirety by reference. This application also claims priority from and is a continuation-in-part from co-pending U.S. Patent Application Serial Number 10/183,396, filed June 28, 2002 and titled *Patches and Collars for Medical Applications and Methods of Use*, which claims priority from and is a continuation-in-part from U.S. Patent Application Serial Number 10/127,714, filed on April 23, 2002, which claims priority from U.S. Provisional Patent Application No. 60/286,269, filed April 24, 2001 and titled *Percutaneous Vessel Access Closure Device and Method*; from U.S. Provisional Patent Application Serial Number 60/300,892, filed June 25, 2001 and titled *Percutaneous Vessel Access Closure Device and Method*; and from U.S. Provisional Patent Application Serial Number 60/302,255, filed June 28, 2001 and titled *Percutaneous Vessel Access Closure Device and Method (Hemostatic Patch or Collar)*, each of which is incorporated herein in its entirety by reference.



16569 U.S. PTO

22278 U.S. PTO  
10/826028



## CLAIMS AS FILED

FOR	NUMBER FILED	NUMBER EXTRA	RATE	FEE
Basic Fee			\$385	\$385.00
Total Claims	163 - 20 =	143 ×	\$9	\$1287.00
Independent Claims	16 - 3 =	13 ×	\$43	\$559.00
TOTAL FILING FEE		\$2,231.00		

- (X) A check in the amount of \$2,231.00 to cover the filing fee is enclosed.
- (X) The Commissioner is hereby authorized to charge any additional fees which may be required, now or in the future, or credit any overpayment to Account No. 11-1410.
- (X) Please use Customer No. 20,995 for the correspondence address.



Paul N. Conover  
Registration No. 44,087  
Attorney of Record  
Customer No. 20,995  
(949) 760-0404

# Knobbe Martens Olson & Bear LLP

Intellectual Property Law

2040 Main Street  
Fourteenth Floor  
Irvine, CA 92614  
Tel 949-760-0404  
Fax 949-760-9502  
www.kmob.com

Paul N. Conover  
949-721-6356  
pconover@kmob.com

## MAIL STOP PATENT APPLICATION

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

### CERTIFICATE OF MAILING BY "EXPRESS MAIL"

Attorney Docket No. : CHFT.001A  
Applicant(s) : Houser, et al.  
For : SIZING AND SHAPING DEVICE FOR  
TREATING CONGESTIVE HEART  
FAILURE  
Attorney : Paul N. Conover  
"Express Mail"  
Mailing Label No. : EV 307987670 US  
Date of Deposit : April 16, 2004

I hereby certify that the accompanying

Transmittal letter; specification in 53 pages; 18 sheets of drawings; Check in the amount of \$2,231.00 for Filing Fee; Return Prepaid Postcard

are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and are addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



Lauren Keller

EXPRESSP  
H:\DOCS\LXX\LXK-1841.DOC  
041604

San Diego  
619-235-8550

San Francisco  
415-954-4114

Los Angeles  
310-551-3450

Riverside  
909-781-9231

San Luis Obispo  
805-547-5580